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HONOLULU, H. I., TUESDAY, JUNE 20, 1899.

PRICE 5 CENTS.

IN THE SUPREME COURT

The case of Chas. S. Desky against the Minister of the Interior was heard in the Supreme Court this morning. It is a petition for a writ of mandamus to compel the issuance by the Minister of the Interior of a license from the 18th day of April to December 31st of this year instead of the usual nightly license as is provided by law.

T. McCants Stewart made a very strong argument for the petition in which he contended that the law as it stands is unjust, prohibitive and unconstitutional. Numerous cases from the Supreme Court of the United States and of the higher courts of the different States were cited to bear out the argument.

F. M. Hatch is associated with Mr. Stewart on the side of the petitioner.

Deputy Attorney General E. P. Dole appeared for the Government.

In his argument he stated that the law as it was passed by the Hawaiian Legislature was not unconstitutional and that none but the Legislature of Hawaii had the power to change or amend the law. Case submitted.

For Investigation.

Paul Kohler was arrested early last night and is now at the police station under investigation. The arrest was made on complaint of Manager Klemme of the Orpheum hotel. Kohler was until recently employed at the hotel. It is understood that a serious charge may be brought against him.

The New Stamps.

Postmaster General Out stated today that he expects to receive by the next steamer one million and a half new five-cent postage stamps of the value of \$75,000. The old design will be unchanged, the only difference being in color.

J. S. McCandless was a passenger in the Kinau today.

LOAN ASSOCIATION MEETS

The Pioneer Building and Loan Association held a meeting last night in connection with cancellations and settlements. The first series had matured one month ahead of the time figured when the shares were issued, and thirteen months before the Building and Loan Associations mature in the States.

Out of the \$24,600 total value of the first series of stock, \$10,600 was secured by real estate loans and \$9,175 by loans on the stock of the association.

The 18th series stock which was issued in January consisted of 296 shares, bearing any preceding issue. The 19th series will be open to subscribers on July 1, and the directors expect a larger showing in this issue than in the last.

Those who are desirous of subscribing for the 19th series, can do so after July 1 by seeing the Secretary, A. V. Gear at the Chamber of Commerce between 12:30 and 1:30 p. m.

Argentine Training Ship Coming.

San Francisco, June 7.—The Argentine training ship Presidente Sarmiento steamed into the bay at 12 m. today. She will stay here 10 days and will then proceed to Honolulu, thence to Yokohama on a voyage around the world. Her list of officers are as follows:

Captain, Olofa Betheder; Lieut. Comdr, Enrique Thoroe; Lieut. Leopoldo Gard, Guillermo Mulvan, Mariano Beasicocha, Julien Erizar, Vicente Olden, Ernesto Anshia, Enrique Moreno; Chief Engineer, Frederico Caldwell; Paymaster, Luis J. Scarsi; Surgeon, Pendencio Plaza.

Lieut. Guillermo Mulvan is a brother of Engineer C. P. Mulvan of the Central Fire Station who was formerly engineer in the Argentine Navy.

Nigel Jackson, has fractured the thumb of his left hand.

WEEK'S NEWS FROM HILO

Squatter Sovereignty Claimed Under the Newlands Resolution.

Hilo Horsemen Disgusted — An Obituary List — Fatal Accident — Land Sale.

A number of people recently arrived from the mainland have squatted on government surveyed lands at Olan. They claim the right to do so under the Newlands resolution's transfer of ownership of Hawaiian public lands to the United States.

J. R. Wilson and Geo. Rodick, who had horses running at Kapiolani park, are reported by the Tribune to have returned home thoroughly disgusted with horse racing at Honolulu. They have withdrawn all their horses from the Honolulu track and will henceforth run them at Hilo, where a track will soon be built and a jockey club formed.

News has been received of the death at Portland, Oregon, of G. S. Waggoner, who was formerly employed respectively by the Hawaiian hotel and W. C. Peacock & Co., at Honolulu and Hilo. Between different engagements at the hotel he spent some time in South Africa. Mr. Waggoner was nearly forty years old, and he leaves a wife and young children.

James Nakapuuhi, Tribune composition, died of typhoid fever at Punee on the 9th inst. He was 21 years of age and a graduate and silver medalist of the '96 class of St. Louis college, Honolulu. Mr. Nakapuuhi leaves his mother and a young wife at Hilo.

A Japanese child was run over by a dray and killed on Front street last Thursday.

A large committee was appointed at a public meeting to arrange a program for the Fourth of July.

Geo. H. Hastings, a late arrival, is before the district court for threatening D. Lycargus with a revolver.

Edward Lacy, carpenter, died of consumption on Monday. He was a native of Ireland, fifty years old.

Kilohana beat Tami Tams at baseball, 12 to 4. The Waiakea team has dropped out of the league.

On Thursday there were five large vessels in Hilo harbor, all consigned to H. Hackfeld & Co., Ltd.

The brig John D. Tallant, Hoff land, arrived on Thursday from Port Townsend with 700 M feet lumber.

Messrs. Rodick and Walton have sold their land at Olan, containing 304 acres, for \$36,000.

DR. MAXWELL REPORTS.

The BULLETIN has received from Walter Maxwell, director and chief chemist of the Hawaiian Sugar Planters Association, a copy of his report to President McKinley. This is included in Secretary Wilson's annual report from the Agricultural Department to the President and is the first report to be so recognized by the national government. Dr. Maxwell has described the agricultural conditions here very fully and devotes considerable valuable space to new industries and the subject of labor on the plantations.

"A Blot In The Scutcheon."

At the home of Mrs. W. F. Frear, Panahou street, yesterday afternoon, Mrs. Hannibal A. Williams appeared in Robert Brown's "A Blot In The Scutcheon" in the open air before quite a number of ladies and gentlemen who were invited by Mrs. W. R. Castle, Mrs. B. F. Dillingham, Mrs. H. E. Coleman and Mrs. W. F. Frear. Mrs. Williams was as powerful as ever and furnished for the two hundred or more present, a very pleasant and instructive afternoon.

NOBRIGGA IS FOUND GUILTY

Judge Wilcox Finds Defendant for Selling Adulterated Milk.

An Interesting Case and First of Kind Here—Testimony of Food Inspector Shorey Showing Result of Analyses.

In the Police Court this forenoon Sylvano Nobrigga, manager of the Enterprise Dairy was fined \$25 and costs on the charge of selling adulterated milk to patrons. Defendant was represented by Attorney De Bolt and Marshal Brown attended to the prosecution.

The principal witness put on the stand was Food Inspector E. C. Shorey who explained the steps leading up to the arrest of Nobrigga. Milk Inspector Myhre had obtained a sample of milk from the Enterprise Dairy cart on the streets and this upon being tested, was found to contain 7.72 per cent of solid matter. By the examination of mixed samples from twenty cows at the dairy it was found that 11.49 per cent of solids was contained, this being 3.72 per cent more than in the milk sold on the streets. Milk taken from the worst cow picked out by the manager of the dairy himself, contained 10.90 per cent of solids or 3.18 per cent more than in the milk sold on the streets.

Mr. Shorey was forced to go through a rigid cross examination by Attorney De Bolt but he answered all questions satisfactorily and stated at the end, in answer to a question, that he had as yet announced no standard.

In answer to the question why Nobrigga should have been the first man arrested, Mr. Shorey answered that defendant had been the first to offend after the warning given by the Board of Health. Others had offended later and their cases would be attended to in due time. He had no spite against Nobrigga but was carrying out the work of the Board of Health in as zealous a manner as possible.

Attorney De Bolt suggested that the fact that Nobrigga did not belong to the Dairyman's Association might have had something to do with the amount of solids in the milk. He moved for the discharge of the defendant but Judge Wilcox did not see it that way. Nobrigga was put on the stand in his own defense.

The case of Nobrigga and its outcome has been watched with a great deal of interest by the people of Honolulu as it is the first of the kind that has come up. Heretofore the dairymen have proceeded on the even tenor of their way without molestation. Now that the Board of Health has expressed its determination to ferret out and bring into the courts the violators of the pure food law, there are likely to be some interesting developments.

Nobrigga is naturally not satisfied with the outcome of his case and has, through his attorney, filed a notice of appeal.

Victim of Assault In Hospital.

Ah Mok, Ah Huna and Chu Wa appeared in the Police Court this forenoon on the charge of assault and battery on Kunihi. It was learned that the victim was still in the hospital. Judge Wilcox ordered the names of the Chinamen stricken from the calendar as the prosecution had as yet obtained no evidence in the matter. It is probable that the men will be rearrested.

Didn't Know the Law.

In the Police Court this forenoon Mitumia, a Japanese, was fined \$10 and costs on the charge of driving a dray faster than the pace allowed by the law. On being asked to plead Mitumia answered that he did not know the law and also that he was in a hurry. Judge Wilcox answered that it would cost the defendant just \$10 and costs to learn the law.

CITY OF COLUMBIA OUT

Fully Prepared For Reception of Quarantined Passengers.

Short Stop On a Sand Bank—Has Full Amount Of Coal Aboard—No Physician Appointed Yet.

As soon as the transfer of passengers from the plague infected Nippon Maru to the City of Columbia is made, the liner will sail for San Francisco, carrying her through passengers and mail from this port as well as the 750 tons of cargo which she brought to Honolulu to discharge here.

The City of Columbia left the Pacific Mail wharf about ten o'clock this morning and was towed out to her anchorage outside the harbor. She presented an interesting spectacle to the many persons gathered on the wharf to see her off. Many were supplied with kodaks which they used often. The City of Columbia was a little lopsided, having a slight list to port, evidently on account of the coal she had aboard. As she was being towed through the channel, observers were surprised to notice that she was dangerously near the sand-banks, and a moment later the steamer appeared not to be moving, while the tug was doing its best, and kept a heavy strain on the line. The Columbia had just grazed a sand bank, and it was thought for a moment that she had stuck fast. She now lies anchored outside where she will receive the passengers for this port, but is unable to receive the freight brought by the Nippon Maru.

A scow was employed this morning to carry ice, fruit and various provisions out to the Nippon Maru.

The quarantine aboard the City of Columbia will endure for seven days from the time the passengers go aboard. Pilot J. R. Macaulay had charge of the quarantine vessel this morning.

The Columbia is fully supplied with coal so that she will be able to steam away in case of a severe storm.

No physician for the Columbia has yet been appointed. Dr. Day has that matter in hand.

Panahou Preparatory.

The graduating exercises of the Panahou Preparatory School took place at the school this morning under the direction of Principal S. P. French. The first number was a chorus. Next came the invocation by Rev. O. H. Gulick and then essays by the following twenty-two members of the graduating class:

Harold W. Axtell, Kenneth F. Brown, Ethel P. Gay, Samuel H. Mabelson, Margaret L. Peterson, Mark A. Robinson, Frederick D. Lowrey, Douglas A. Kincaid, Afong Aheon, Chan Pin Yip, Edith Spalding, E. Dagmar Sorenson, Edward G. Deverill, Joseph Taylor, Lau Mok Lin, William A. Dickson, Eleanor J. Waterhouse, Henry A. Afong, Ivy K. Richardson, Carl R. Gardner, Arthur G. Horner and Florence Hill.

McVay in the Octoroon.

Mr. McVay has come to the conclusion that the public of Honolulu have had so much of the classic drama and farce comedy lately that a melo drama would be a pleasant change. In accordance with his convictions he has decided to present next Saturday night Dion Boucicault's famous comedy drama "The Octoroon." This will be a grand farewell performance. Perhaps no play of its kind has reached the popularity of this piece with the exception of Uncle Tom's Cabin and such men as Joseph Jefferson, the idol of the American stage, have brought it into its present prominence. Salem Scudder is a part that gives Mr. McVay ample scope to display his ability as a character artist—and his friends know that any thing he attempts in that line will be ably handled.

HALAWA ROAD MATTERS

Dispute Will be Settled by Special Road Jury.

Plantation Claims to Have Acted in Good Faith—Objection to Government Paying Over Money.

Much contention exists in the Halawa District over the public road questions and at present there seem to be no signs of compromise between the contending factions. The government road in that part of Halawa from a point known as the McCandless "windmills" to Halawa bridge has a winding grade.

When the Oahu plantation promoters started in to put their land in order, the claim is that it was tacitly agreed and understood that the plantation people were to change the course of the road by building one in a direct line from Dr. McGrew's land on the line of the old road to the Halawa bridge, ensuring a better grade and no curves. They did so and thus far have expended about \$500 and the government has been to an additional expense of about \$1600.

Now that the question of acceptance by the Cabinet comes up Representative McCandless appears in opposition. He has filed a protest signed by 250 residents and property holders of the district against the acceptance and says that he intends to persist in his opposition. He claims that as the plantation is to be wholly benefited by the change they should stand all the expense, build the road according to the specifications required by law and refund to the government all moneys it has expended. An order issued to the Road Master to do no more work on the new road, nor to countenance the further expenditure of public money thereon.

On the other hand the Oahu people claim that they have acted in good faith, have expended a large amount of money and built a road that is first class in every regard as to grade and material and that it is in the line of a direct saving of travel and tends to make the road one continuous boulevard.

Attorney General Cooper stated that the subject matter had been under consideration for arbitration, but no satisfactory agreement having been reached, the plantation people had demanded a trial by a road jury and that the trial would be held at an early date.

Yesterday afternoon a summons and order for jurors was issued to Marshal Brown and he has set the hearing of the matter for Wednesday at 10 a. m. in his office.

Hawaiians Leaving.

John Baker and wife will leave for Port Townsend in the Amelia this afternoon. Baker is a Hawaiian well known along the wharves. The two are making the trip to the Sound on account of the news received by the last steamer of the very serious illness of Mrs. Baker's father.

A PURE GRAPE CREAM OF TARTAR POWDER

DR.
PRICE'S
CREAM
BAKING
POWDER

Highest Honors, World's Fair
Gold Medal, Midwinter Fair
Avoid Baking Powders containing
alum. They are injurious to health

Circular Letter.

Messrs. J. T. Waterhouse desire to notify their customers and correspondents that on June 1st, 1899, their Grocery and Provision business was absorbed and taken over by Henry May & Co., Ltd., and the Hardware and Crockery departments by the Pacific Hardware Co., Ltd.

As our Messrs. Waterhouse will continue to be identified with the Corporations named, we desire, in thanking the public and our patrons for past favors, to request a continuance of their good will to the Corporations succeeding us, and of which we are members.

The Grocery and Provision business will be continued at our present stand, Bethel street, and the Hardware and Crockery stock will be moved to the stores of the Pacific Hardware Co., Ltd., Bethel street. (Signed),

J. T. WATERHOUSE.

Dated Honolulu, May 29th, 1899.